

8/15

07-13-07

07-23-2007



ET

103428936

To the Director of the U.S. Patent and Trademark Office. Please return the attached documents or the new address(es) below.

7.17.07

1. Name of conveying party(ies)
David W. Kraus

2. Name and address of receiving party(ies)
Name: Garrett B. Watkins
Internal Address: _____

Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of conveyance/Execution Date(s):
Execution Date(s) 7/15/2007, 7/16/2007
 Assignment Merger
 Security Agreement Change of Name
 Joint Research Agreement
 Government Interest Assignment
 Executive Order 9424, Confirmatory License
 Other _____

Street Address: 1948 Great Highway
City: San Francisco
State: California
Country: _____ Zip: 94116
Additional name(s) & address(es) attached? Yes No

4. Application or patent number(s): This document is being filed together with a new application.
A. Patent Application No.(s)
11/173,213
DBYRNE 00000164 11173213
Additional numbers attached? Yes No

B. Patent No.(s)

5. Name and address to whom correspondence concerning document should be mailed:
Name: Paul Sykes
Internal Address: _____
Street Address: One Federal Place
1819 Fifth Avenue North
City: Birmingham
State: Alabama Zip: 35203
Phone Number: 205/521-8766
Fax Number: 205/488-6766
Email Address: psykes@radleyarant.com

6. Total number of applications and patents involved: _____

7. Total fee (37 CFR 1.21(h) & 3.41) \$ 40.00
 Authorized to be charged by credit card
 Authorized to be charged to deposit account
 Enclosed
 None required (government interest not affecting title)

8. Payment Information
a. Credit Card Last 4 Numbers _____
Expiration Date _____
b. Deposit Account Number _____
Authorized User Name _____

9. Signature: Paul Sykes Signature 7.17.07 Date
Paul Sykes
Name of Person Signing
Total number of pages including cover sheet, attachments, and documents: 2

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to:
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O.Box 1450, Alexandria, V.A. 22313-1450

ASSIGNMENT OF PATENT APPLICATION

FOR GOOD AND VALUABLE CONSIDERATION,

I, David W. Kraus, Ph.D., the inventor of the subject matter described herein, hereby agree to assign for good and valuable consideration, the receipt and sufficiency of which is hereby expressly acknowledged, and do hereby sell, assign and transfer unto

Garrett B. Watkins

an individual residing in San Francisco, California, a Forty-Percent (40%) Share of my right, title and interest, for all countries in and to certain inventions relating to

Mobile Elliptically Driven Device

a nonprovisional utility patent application filed 07/01/2005 in the United States Patent and Trade Mark Office and accorded serial number 11/173,213, and International Patent Application No. filed 06/30/2005, in the United States Patent and Trade Mark Office as a Receiving Office under the Patent Cooperation Treaty, and accorded application number PCT/US06/25647, and the invention(s), improvement(s) and processes set forth therein, and renewals of and substitutes for said application for said Letters Patent, and all the rights and privileges under any and all Letters Patent that may be granted therefor in any country, and any reissues, or reexaminations, or extensions of said Letters Patent. I request that any and all Letters Patent for said inventions be issued jointly to me and said Assignee in accordance with our respective ownership interests set forth above. This Assignment, and the use of that portion of the invention(s), patent applications, and patent(s) herein conveyed, are subject to that certain Patent Ownership Agreement between me and Garret B. Watkins, executed on July 13, 2007.

IN WITNESS WHEREOF, I have hereunto signed my name on the day and year set forth below.

David W. Kraus

July 15, 2007

David W. Kraus, Inventor

DATE

ACCEPTED:

Garrett B. Watkins

July 16th, 2007

Garrett B. Watkins

DATE